

United States Patent and Trade

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET MUMBER

10/723,860

11/26/2003

Natasha Aziz

05882.00193.NPUS01

CONFIRMATION NO. 3283

27194

RECEIVED

FORMALITIES LETTER

BOX 34

HOWREY SIMON ARNOLD & WHITE, LLP

MAR 1 9 2004

08-16-04

OC000000012104643

301 RAVENSWOOD AVE. MENLO PARK, CA 94025

HOWREY - SV PATENT DOCKETING

Date Mailed: 03/15/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

• \$130 Late oath or declaration Surcharge.

Docket Department

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

File Action eq

Due Date $_5/_1$

W/Ext's 10/15

Initials _

d0000015 10723860

38/17/2004 WABDELR1

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY

DATE MAILED: August 12, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ne application of: atasha AZIZ, et al.

Appl. No. 10/723,860

Filed: November 26, 2003

For: METHODS OF DETECTING
SOFT TISSUE SARCOMA,
COMPOSITIONS AND
METHODS OF SCREENING
FOR SOFT TISSUE SARCOMA
MODULATORS

EXPRESS MAIL NO.: EV 380369682 US

Art Unit: 1642

Examiner: Not Yet Assigned

Confirmation: 3283

Attorney Docket: 05882.0193.NPUS01

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Mail Stop Missing Parts Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the **Notice to File Missing Parts of Application--Filing Date Granted** dated March 15, 2004, Applicant(s) submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- This Response to Notice to File Missing Parts of NonProvisional Application
- ☑ PTO/SB/17 Fee Transmittal (in duplicate);
- Executed Combined Declaration and Power of Attorney for Patent Application
- Return postcard; and
- ☑ Our Check for \$1080.00 to cover:

\$130.00 Surcharge for late filing of Declaration (37 CFR § 1.16) and \$950.00 Extension for response within second month (37 CFR § 1.17(a)(3).

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents.

08/17/2004 WABDELR1 00000015 10723860

Application No. 10/723,860 Attorney Docket No.: 05882.0193 NPUS01

If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 08-3038 referencing docket number 05882.0193.NPUS01.

Respectfully submitted,

Date: August 12, 2004

Robin C. Chiang (Reg. No. 46,619)

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Menlo Park, CA 94025

(650) 463-8127

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEETRANS	IATTIM	Complete If Known				
		Application Number	10/723,860			
NI 12 2004 FOR FY 2	004	Filing Date	November 26, 2003			
Effective 10/01 2003. Patent fees are		First Named Inventor	Natasha Aziz			
<u> </u>		Examiner Name	Not Yet Assigned			
Mican Sams small entity status.	See 37 CFR 1.27	Art Unit	1642			
TOTAL AMOUNT OF PAYMENT	(\$)1080	Attorney Docket No.	05882.0193.NPUS01			

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)								
Check Credit card Money other None				3. AD	DITION	IAL FE	ES					
Deposit Account					Large	Entity	Small	Entity				
Deposit Account Number	08-3038				Fee Code	Fee (\$)	Fee Code	Fee (\$)	1	Fee Descr	ription	Fee Paid
Deposit					1051	130	2051	65	Surcharge	- late filing fe	e or oath	130
Account Name					1052	50	2052	25	Surcharge - or cover sh	late provisio	onal filing fee	
The Director is authorized to: (check all that apply)				1053	130	1053	130		Non-English specification			
Charge fee(s) indicated below Credit any overpayments				1812	2,520	1812	2,520		request for e	x parte		
Charge any additional fee(s) or any underpayment of fee(s)				1804	920*	1804	920*	reexaminat Requesting		of SIR prior to		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				100+	020	1001	020	Examiner a		5. G., v p., o. v		
FEE CALCULATION				1805	1,840*	1805	1,840*	Requesting Examiner a	publication of ection	of SIR after		
1. BASIC F	ILING FE	E			1251	110	2251	55	Extension f	or reply withi	in first month	
•					1252	420	2252	210	Extension f	or reply withi	in second month	
Large Entity	Small I	Entity	<u>y</u>		1253	950	2253	475	Extension f	or reply withi	in third month	950
Fee Fee	Fee Fe	-	Fee Description	Fee Paid	1254	1,480	2254	740	Extension f	or reply withi	in fourth month	
Code (\$)		\$)			1255	2,010	2255	•		or reply withi	in fifth month	
1001 770	2001 3	85	Utility filing fee		1401	330	2401		Notice of A	•		
1002 340	2002 1	70	Design filing fee		1402	330	2402	165	Filing a brie	ef in support of	of an appeal	
1003 530	2003 2	65	Plant filing fee		1403	290	2403	145	Request for	oral hearing	1	
1004 770	2004 3	85	Reissue filing fee		1451	1,510	1451	1,510	Petition to i	nstitute a pul	blic use proceeding	
1005 160	2005	80	Provisional filing fee		1452	110	2452	55	Petition to r	evive - unav	oidable	
	-	SUE	STOTAL (1) (\$)	0	1453	1,330	2453	665	Petition to r	evive - uninte	entional	
2. EXTRA	CLAIM FE	ES	FOR UTILITY AN	D REISSUE	1501	1,330	2501	665	Utility issue	fee (or reiss	ue)	
			Fee from Extra Claims below	n Fee Paid	1502	480	2502	240	Design issu	ie fee		
Total Claims	-2	:0* * =	= X]= O	1503	640	2503	320	Plant issue	fee		
Independent Claims		3** :	_ ×	= 0	1460	130	1460	130	Petitions to	the Commis	sioner	
Multiple Depe	ndent			- 0	1807	50	1807	50	Processing	fee under 37	CFR 1.17(q)	
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Fee Fee Code (\$)	Fee Code	Fee (\$)	Fee Description		8021	40	8021	40	Recording property (ti	each patent a	assignment per of properties)	
1202 18	2202	9	Claims in excess of 2	0	1809	770	2809	385	Filing a sut		er final rejection	
1201 86	2201	43	Independent claims	in excess of 3	1810	770	2810	385	For each a	dditional inve		
1203 290	2203	145	Multiple dependent	claim, if not paid	1801	77	2810	385			Examination (RCE)	
1204 86	2204	43	** Reissue independ over original pate		1802	90	1802	900		r expedited e	examination	
1205 18	2205	9		eissue claims in excess of 20 Other fee (Specify)								
SUBTOTAL (2) (\$)0					* Redu	ced by Ba	asic Filing	Fee Pai	id SL	JBTOTAL ((3) (\$)	1080
**or number previously paid, if greater; For Reissues, see above												
SUBMITTED BY (Complete (if applicable))												
Name (Print/Type) Robin C. Chiang					Regisrati (Attorney	on No. /Agent)	46,61	9	Telephone	(650) 463-8127	, <u></u>	
Signature		Г	TOUL	1						Date	August 12, 200	4

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.